



MINUTES OF THE REGULAR MEETING  
OF THE  
BOARD OF COMMISSIONERS  
FOR THE  
COUNTY OF LEE, STATE OF NORTH CAROLINA

JANUARY 7, 2008

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The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 9:00 a.m. in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Robert H. Brown, James C. Kelly, Jerry M. Lemmond, Nathan E. Paschal, Robert T. Reives, and Linda A. Shook.

Chairman Brown presided and called the meeting to order. The following business was transacted:

Commissioner Paschal delivered the invocation.

The pledge of allegiance was recited.

Mr. Joe Cherry from the Employee Selection Committee introduced Ms. Kristin Sasser, Park Naturalist with San-Lee Park, Lee County Parks and Recreation as the *January 2008 Employee of the Month*. Chairman Brown presented Ms. Sasser with her awards which include a day off with pay, a *Star Award*, a framed certificate, a pizza (compliments of Papa John's Pizza), Coca Cola products from Sanford Coca Cola Bottling Company, and a movie rental from the Movie Gallery.

The Board considered additions/changes to the agenda. County Manager John Crumpton asked the Board to consider an Agreement for Professional Services with L. E. Wooten & Company for the CDBG Project. Commissioner Lemmond moved to approve the above addition to the agenda. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Lemmond moved to approve the amended agenda as presented. Upon a vote, the results were as follows:



Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Kelly moved to approve the Consent Agenda as presented, which consisted of the following items:

- Minutes from the December 3, 2007 regular meeting;
- Minutes from the December 6, 2007 adjourned meeting;
- Tax Releases and Refunds for November 2007 (copy attached);
- Amendments to the Unified Development Ordinance (UDO) (copy attached);
- Amendment to fee schedule for third party review of telecommunication towers (copy attached);
- Grant Project Ordinance for 2005 Community Development Block Grant (CDG) Project (copy attached);
- Resolution of Appreciation for Carol and Temple Sloan, Jr. (copy attached); and
- Agreement for Professional Services with L. E. Wooten & Company for the CDBG Project (copy attached)

Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The following individuals signed up to speak during the *Public Comments* section of the meeting:

Mr. Harry Undy, 558 Argyll Drive, Sanford, NC – introduced himself as an interested applicant for the vacant District 2 seat on the Board; and  
Mr. Charles Richardson, 471 Laws Road, Lemon Springs, NC – requested medical assistance from the County in reference to an accident in 2006 at the Lee County Jail

The Board considered the recent resignation of District 2 representative Kirk D. Smith as a County Commissioner. In a letter addressed to Chairman Brown, received on December 10, 2007, Mr. Smith submitted his resignation effective immediately, a copy of which is attached to these minutes and by this reference made a part hereof. Commissioner Reives moved to accept Mr. Smith's letter of resignation. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered the election of new Commissioner to fill the District 2 vacancy. Mr. Keith Clark, speaking on behalf of the Lee County Republican Party discussed the Party's convention that was held on Saturday, January 5, 2008, and the Republican Party's Board Executive Committee's recommendation of Mr. Harry Undy as the Commissioner for the vacant



District 2 representative. Commissioner Kelly nominated Mr. John Quiggle for the vacant position and Commissioner Shook nominated Mr. Harry Undy. Commissioner Kelly moved to close the nominations. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted and nominations were closed.

After further discussion, Commissioner Shook moved that Mr. Harry Undy be selected to fill the vacant District 2 seat. Upon a vote, the results were as follows:

Aye: Paschal and Shook  
Nay: Brown, Kelly, Lemmond, and Reives

The Chairman ruled the motion failed. Mr. John Quiggle received the following votes to fill the vacant District 2 position:

Aye: Brown, Kelly, Lemmond, and Reives  
Nay: Paschal and Shook

The Chairman ruled that Mr. John Quiggle had been selected to fill the vacant District 2 seat by a four to two vote.

At this time Chairman Brown called for a ten-minute recess.

Upon returning from the recess, Chairman Brown called the meeting to order, with all members present.

The Board considered the Firefighters Relief Funds for Northwest Pocket and Tramway Fire Districts. Finance Director Lisa Minter told Board members that in August 2006 the Commissioners approved Trustee appointments for the Fireman's Relief Fund for rural fire districts. The required paperwork was certified, notarized, and mailed to the Office of State Fire Marshal. Fire Marshal Shane Seagroves has copies of all eight district reports in his office and verified with the State Fire Marshal's Office they did receive a packet from Lee County; however, they are unable to locate paperwork for Northwest Pocket or Tramway Fire Districts. Mr. Seagroves spoke with former Fire Marshal Derrick Clouston who confirmed all documents were mailed at one time to the State Fire Marshal's Office. A certified mail receipt cannot be located in the Fire Marshal's Office so it is unclear whether the packet was sent certified mail or not. Mr. Tim Bradley, Senior Deputy Commissioner, Office of State Fire Marshall has stated that without the original certified mail receipt for the submission of the 2006 Report of Fire Condition his office could not release funds to the Northwest Pocket and Tramway districts. The Northwest Pocket Fire Department is requesting the funds that would have totaled \$653.39 be paid to their district from the County's General Fund. After some discussion, Commissioner Reives moved that the Northwest Pocket and Tramway Fire Departments be paid from the County's General Fund for the 2006 Report of Fire Condition and that Chairman Brown send a letter to the State Fire Marshal's Office asking for cooperation in this matter. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None



The Chairman ruled the motion had been adopted unanimously.

The Board considered a Convenience Center Decal Program. Solid Waste Superintendent Joe Cherry told the Board that his department was ready to implement the Convenience Center Decal Program that was recommended in the FY 2006-07 budget, effective March 1, 2008. This recommendation was based on a survey conducted showing that city residents and out-of-county residents use the convenience centers. Mr. Cherry stated that decals would be issued annually to all Lee County residents who have paid the solid waste fee. Two decals will be issued to each household and should be placed on the vehicle/s that will be transporting solid waste to the convenience center. Vehicles without a decal will be turned away from the convenience center. Mr. Cherry stated that \$10,000.00 had been budgeted for the program with \$3,200.00 allocated for printing of policy and decals, and \$6,400.00 for postage and mail service. After some discussion, Commissioner Reives moved to table the matter until the January 22, 2008 meeting, and referred the matter to the County Manager and Attorney for a recommendation. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request from Social Services Director Brenda Potts to apply for a grant through North Carolina Crime Control and Public Safety to purchase and utilize three (3) GPS electronic monitoring units. Ms. Potts stated that due to over-crowding at the jail, a higher number of defendants are being released to the Lee County Pretrial Release program while awaiting their trial date. There have been no reported incidents of violence by a pretrial defendant supervised under the program guidelines; however, there is always the possibility of such happening. Lee County is striving to be proactive in the protection of the community. While the current pretrial program provides supervision similar to conditions of probation, a clear advantage of initiating GPS electronic technology is the ability to ascertain the location of defendants, especially those with higher risk charges including domestic violence, assault and sexual offenses toward children. Ms. Potts further stated the units would be targeted for the higher risk defendants who are released into the community. These active GPS units would track a defendant's movements and would alert officials almost immediately if a defendant entered or was near an "exclusive" zone (forbidden location) such as a domestic victim's home, school, day care center, etc. The actual monitoring would be handled by a contracted agency which would relay any alerts or violations directly to Lee County program staff. Each unit would cost slightly less than \$3,000 with a 25% required match (approximately \$2,250). The match amount would be budgeted in the Pretrial Release FY 2008-2009 budget. After some discussion, Commissioner Reives moved to approve the application for a grant through N.C. Department of Crime Control and Public Safety to purchase three (3) GPS electronic monitoring units. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented the Monthly Financial Report for the month ending November 30, 2007. After discussion, Commissioner Kelly moved to accept the report. Upon a vote, the results were as follows:



Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton briefly discussed the proposed Commissioners Planning Retreat. Recommendations and suggestions for the Retreat will be appreciated.

Commissioner Kelly moved to go into closed session per North Carolina Gen Stat 143-318.11 (a) (6) to discuss a personnel matter. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

After completing business in closed session, the meeting resumed in the Commissioners' Room with all members present. Chairman Brown called the meeting back to order.

Commissioner Reives moved to approve the six-month evaluation for County Manager John Crumpton and increase his salary by \$7,500. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Kelly moved for the County Manager to supervise the Clerk to the Board on a daily basis with that position still reporting to the Board. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

With no further business to come before the Board, Commissioner Paschal moved to adjourn the meeting. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned in keeping with the motion.

ATTEST:

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Robert H. Brown, Chairman  
Lee County Board of Commissioners

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Gaynell M. Lee, Clerk